

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

MICKIE BARNES,

Plaintiff,

v.

COMMISSIONER OF THE SOCIAL  
SECURITY ADMINISTRATION,

Defendant.

No. CV 07-750-ST

JUDGMENT

**MOSMAN, J.,**

Based on the Opinion and Order of the court entered September 30, 2008 (#14) adopting the Magistrate Judge's Findings and Recommendations (#12),

IT IS ORDERED AND ADJUDGED that the Commissioner's decision is AFFIRMED with respect to the period from September 23, 2003 through December 31, 2005, REVERSED with respect to the period from January 1 to September 19, 2006, and REMANDED for consideration of plaintiff's disability under the regulations in effect on the date of the ALJ's decision.

DATED this 30th day of September, 2008.

/s/ Michael W. Mosman

MICHAEL W. MOSMAN

United States District Judge